

NOTICE OF ENFORCEMENT (NOE)

Air, Water and Waste Programs

Certified Mail

Date

Senior Official

Re: Name of Entity and/or Facility, TNRCC ID No., EPA ID No., if applicable

Dear _____:

On Date of Inspection, a representative of our office conducted an inspection of the above-referenced _____ (facility or operation) to evaluate compliance with applicable _____ (air quality, wastewater treatment, approved pretreatment program, storm water, agricultural waste management, sewage sludge beneficial use, transporter, industrial solid waste, municipal solid waste, petroleum storage tank) requirements. During the inspection, some concerns were noted which were alleged noncompliances that have been resolved through verbal notification and subsequent corrective action. In addition, certain outstanding alleged violations were identified. **(Delete redlined text if there were no alleged noncompliances resolved through verbal notification.)** Enclosed is _____ (a summary which lists the inspection findings or a copy of the inspection report).

[Air, Water and Waste: Insert paragraph 1 about obtaining copies of rules/regulations, if applicable.]

Please be advised that the Legislature has granted enforcement powers to the Texas Natural Resource Conservation Commission (TNRCC) to carry out its mission to protect human health and the environment. Because of the serious nature of the alleged violations noted during this inspection, the Regional Office is referring this case to our agency's screening committee for consideration of appropriate enforcement action. Additional alleged violations may be cited upon further review. We would encourage you to immediately begin taking actions to address the outstanding alleged violations.

[Air: Insert paragraph 2 about formal enforcement conference, if appropriate.]

If you or members of your staff have any questions, please contact Mr./Ms. in our City Name Regional Office at (____)____-____.

Sincerely,

Media Section Manager

City Name Regional Office

____/____

cc: Selected Entity Representatives (if appropriate)

Enclosure(s) - (List specific enclosures by name.)

INSERTS

1. Obtaining Copies of Rules/Regulations

In the listing of alleged violations, we have cited applicable requirements, including any Texas Natural Resource Conservation Commission (TNRCC) rules. If you would like to obtain a copy of the applicable TNRCC rules, you may contact any of the sources listed in the enclosed brochure entitled "Obtaining TNRCC Rules." Copies of applicable federal regulations may be obtained from either of the following offices:

U.S. Government Printing Office
Texas Crude Building
801 Travis Street
Houston, Texas 77002
713/228-1187 (phone)

U.S. Government Printing Office
Room 1C-50
Federal Building
1100 Commerce Street
Dallas, Texas 75242
214/767-0076 (phone)

(Delete redlined text about copies of federal regulations if not applicable.)

2. Air Formal Enforcement Conference (select one)

I have tentatively scheduled a formal enforcement conference (FEC) to discuss this matter in this office on _
Date at _Time_. If your facility can initiate substantive corrective measures within 30 days of the date
of this letter, the FEC will not be necessary.

OR

This will further advise you that a formal enforcement conference (FEC) will now be necessary here at the _
City Name Regional Office. Please contact Mr./Ms. at (____)____-____ upon receipt of this
letter to schedule a date and time for the FEC.

SUMMARY OF INSPECTION FINDINGS

Entity:	TNRCC ID:	Inspection Date:
	EPA ID: (delete if N/A)	

OUTSTANDING ALLEGED VIOLATIONS			
No.	Requirement(s) Cited	Description of Alleged Violation and Corrective Action Recommendation	Compliance Due Date

ALLEGED NONCOMPLIANCES NOTED AND RESOLVED		
No.	Requirement(s) Cited	Description of Alleged Noncompliances and Corrective Action Taken